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State of Nevada
KENNY C. GUINN
Governor

ALLEN BIAGGI, *Director*

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Administration
Facsimile 687-5856

Water Quality Planning
Water Pollution Control
Facsimile 687-4684

Mining Regulation & Reclamation
Facsimile 684-5259



Air Pollution Control
Air Quality Planning
Facsimile 687-6396

Waste Management
Federal Facilities

Corrective Actions
Facsimile 687-8335

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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706

October 28, 2004
NOTICE OF PROPOSED ACTION

Bureau of Air Pollution Control
Public Notice

Pursuant to Nevada Revised Statutes (NRS) Chapter 445B, the Nevada Administrative Code (NAC) Chapter 445B, and the Clean Air Act, the Division of Environmental Protection is issuing the following notice.

The Administrator received an application to issue an operating permit to construct for a Class I facility from the following applicant:

Newmont Nevada Energy Investment, LLC
555 5th Street
Carlin, NV 89801

The project is located in northern Nevada, approximately three miles North of Dunphy, Nevada in Eureka County. The Administrator has prepared tentative determinations regarding the operating permit that, in brief, are the following:

- One 200 MW pulverized coal-fired boiler
- Four 35 MW back-up combustion turbines
- Coal unloading, storage, reclaim and crushing operation
- One fly ash storage silo
- One bottom ash storage stackout
- Two lime storage silos
- Two recycle storage silos
- One activated carbon storage silo

- One multi-cell mechanical draft cooling tower
- One 1,504,000 gallon fuel oil storage tank
- One 50,000 gallon fuel oil storage tank
- One Diesel powered firewater pump

On the basis of the preliminary review and the requirements of the NRS, the NAC and the Clean Air Act the Administrator is hereby announcing his intent to issue a Class I air quality operating permit to construct based on a review of the information, as proposed. A copy of the draft operating permit is available for public inspection at:

ELKO COUNTY LIBRARY
720 COURT STREET
ELKO NV 89801
(775) 738-3066

AND

BATTLE MOUNTAIN BRANCH LIBRARY
625 SOUTH BROAD STREET
BATTLE MOUNTAIN NV 89820
(775) 635-2534

Persons wishing to comment upon the proposed determinations by the Administrator regarding this proposed action or to request a hearing pursuant to NRS 445B Air Pollution and NAC 445B Air Controls should submit their comments or request in writing either in person or by mail or fax within thirty **(30)** days to:

Matthew A. DeBurle
Nevada Division of Environmental Protection
Bureau of Air Pollution Control
333 West Nye Lane
Carson City, Nevada 89706-0851
(775) 687-9391
(775) 687-6396 FAX

The application, draft permit, any comments received, and other relevant information may be copied at the above address or copies may be obtained by requesting in writing at the above address. Written comments or objections, will be received at the Nevada Division of Environmental Protection, above address, until **December 6, 2004**, and will be retained and considered prior to final action on the Class I operating permit. Upon a valid written request received prior to the end of the comment period, the Administrator will schedule a public hearing on the application and proposed action.

Please bring the foregoing notice to the attention of all persons whom you know may be interested in this matter.